

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

Docket No. 2004-539

August 24, 2004

CONVERSENT COMMUNICATIONS
Request for Authorization to Provide
Facility-Based Competitive Local Exchange
Service in the Windham, Gorham, Yarmouth,
Freeport, Scarborough and Old Orchard
Exchanges

ORDER APPROVING
APPLICATION TO AMEND
ORDER REGARDING SCOPE
OF AUTHORITY

WELCH, Chairman; DIAMOND AND REISHUS, Commissioners

On August 9, 2004 Conversent Communications filed a petition to expand its service territory for facilities-based local exchange service to areas beyond those authorized in our order granting authority to provide service in Docket Nos. 2000-23, 2000-103, and 2000-154.

On March 30, 1999, in Docket No. 99-187, the Commission delegated to the Director of Technical Analysis the authority under 35-A M.R.S.A. §§ 2102 and 2105 to approve service territory changes by local exchange carriers.

For local exchange carriers (LECs) seeking to provide facilities-based local exchange service, the Director must initially make a determination that a LEC has made a reasonable showing that it will be providing facilities-based service to the area in question within six months.

The Commission staff has reviewed the documents submitted by Conversent relating to facilities readiness and has determined that it has made a reasonable showing that it will be providing service within six months in the area listed in the ordering paragraphs below.

Accordingly,

1. I FIND, pursuant to 35-A M.R.S.A. §§ 2102 and 2105, that the public convenience and necessity requires the provision of additional facilities-based local exchange service in the area listed below, also served by another telephone utility, and hereby AUTHORIZE Conversent to provide facilities-based local exchange service in the area defined as the Eliot exchange of New England Telephone and Telegraph Company d/b/a Verizon-Maine; and

2. I DIRECT Consent to file revised terms and conditions consistent with the authority granted today.

Dated at Augusta, Maine, this 24th day of August, 2004.

BY ORDER OF THE DIRECTOR OF TECHNICAL ANALYSIS

Faith Huntington